

RESOLUTION NO. 2796-11 TC/RDA

**A JOINT RESOLUTION OF THE TOWN COUNCIL AND
THE BOARD OF DIRECTORS OF THE REDEVELOPMENT AGENCY OF
THE TOWN OF WINDSOR AUTHORIZING THE USE OF \$30,584.00 OF TAX
INCREMENT FUNDS FOR PUBLIC IMPROVEMENTS OF BENEFIT TO THE
TOWN OF WINDSOR AND MAKING FINDINGS REQUIRED BY
CALIFORNIA HEALTH & SAFETY CODE SECTION 33445 TO
APPROPRIATE FUNDS FOR THE WINDSOR ROAD/WINDSOR RIVER ROAD
INTERSECTION – REALIGN CURB AND GUTTER PROJECT**

WHEREAS, the Town of Windsor Redevelopment Agency (the “Agency”) is responsible for carrying out redevelopment of the Windsor Redevelopment Project Area (the “Project Area”) in the Town of Windsor (the “Town”) in accordance with the Redevelopment Plan and California Community Redevelopment Law (Health and Safety Code Section 33000 *et seq.*) (the “CRL”), including the construction and installation of public improvements consistent with the Redevelopment Plan; and

WHEREAS, the Town desires to appropriate funds from the Redevelopment Agency Capital Project Unappropriated Fund balance for the Windsor Road/Windsor River Road Intersection – Realign Curb and Gutter Project; and

WHEREAS, the Town proposes to use redevelopment funds in the amount of Thirty Thousand Five Hundred Eighty Four Dollars (\$30,584.00) for the Windsor Road/Windsor River Road Intersection – Realign Curb and Gutter Project (the “Project”) ; and

WHEREAS, the Project is situated within the Project Area on Windsor River Road at Windsor Road and is situated within the Town of Windsor Redevelopment Project Area; and

WHEREAS, CRL Section 33445 provides that a redevelopment agency may, with the consent of the legislative body, pay for the cost of buildings, facilities and other improvements, which are publicly owned if the legislative body determines all of the following:

1. That the acquisition of land or the installation or construction of the buildings, facilities, structures, or other improvements that are publicly owned are of benefit to the project area by helping to eliminate blight within the project area or providing housing for low- or moderate-income persons.
2. That no other reasonable means of financing the acquisition of the land or installation or construction of the buildings, facilities, structures, or other improvements that are publicly owned, are available to the community.

3. That the payment of funds for the acquisition of land or the cost of buildings, facilities, structures, or other improvements that are publicly owned is consistent with the implementation plan adopted pursuant to Section 33490.

WHEREAS, the Windsor Road/Windsor River Road Intersection – Realign Curb and Gutter Project will benefit the Project Area by correcting existing deficiencies and improve safety; and

WHEREAS, the Town has no other reasonable means of financing the Windsor Road/Windsor River Road Intersection – Realign Curb and Gutter Project, in that there is no unrestricted general fund revenue available for such purposes without a reduction in other vital community services; and

WHEREAS, the payment of funds for the Windsor Road/Windsor River Road Intersection – Realign Curb and Gutter Project is consistent with the Town of Windsor Redevelopment Agency Implementation Plan adopted pursuant to Health and Safety Code Section 33490. The Implementation Plan contains Goals and Objectives the purpose of which are to eliminate and prevent the spread of blight and deterioration in the Town of Windsor Redevelopment Project Area. The Goals and Objectives of the Implementation Plan include the following:

1. Revitalize Windsor’s historic downtown so that it may become an efficient and attractive center for commercial, residential, tourist, and office activity to serve a growing community.
2. Enhance the efficiency, safety, and appearance of Windsor River Road and Windsor Road, so that they may serve as the main thoroughfares and focal points of a revitalized downtown.
3. Improve vehicular and pedestrian accessibility to the historic downtown area from both within and outside the Project Area so that the downtown area may be redeveloped for modern commercial, civic, and related uses in accordance with the Town of Windsor’s General Plan.
4. Implement the vision for Old Redwood Highway as a mixed-use corridor providing opportunities for additional housing, retail and jobs for the Town.

The Project is determined to be consistent with the above listed goals and objectives of the Town of Windsor Redevelopment Agency Implementation Plan; and

WHEREAS, the Project will promote economic development opportunities and facilitate private investment in the Project Area and thereby lead to further blight alleviation;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN OF WINDSOR REDEVELOPMENT AGENCY AND THE TOWN COUNCIL OF THE TOWN OF WINDSOR AS FOLLOWS:

Section 1. Pursuant to CRL Section 33445, the Town of Windsor Redevelopment Agency finds that: (i) the expenditure of tax increment funds to undertake the Project will be of benefit to the Project Area by helping to eliminate blight within the Project Area; (ii) no other reasonable means of financing the public improvements is reasonably

available; and (iii) completion of the Project is consistent with the Implementation Plan adopted for the Project Area.

Section 2. The Board of Directors of the Redevelopment Agency approves the expenditure of Thirty Thousand Five Hundred Eighty Four Dollars (\$30,584.00) in tax increment funds for the Project.

Section 3. The Town Council of the Town of Windsor finds that: (i) the expenditure of tax increment funds to undertake the Project will be of benefit to the Project Area by helping to eliminate blight within the Project Area; (ii) no other reasonable means of financing the public improvements is reasonably available; and (iii) completion of the Project is consistent with the Implementation Plan adopted for the Project Area.

Section 4. The Town Council of the Town of Windsor consents to the expenditure of Thirty Thousand Five Hundred Eighty Four Dollars (\$30,584.00) in tax increment funds for the construction of the Project as described herein.


PASSED, APPROVED AND ADOPTED this 15th day of June 2011, by the following vote:

**AYES: COUNCILMEMBERS / MEMBERS GOBLE, SALMON, SCHOLAR
AND VICE MAYOR / VICE CHAIR FUDGE**
NOES: NONE
ABSTAIN: NONE
ABSENT: MAYOR / CHAIR ALLEN



**DEBORA FUDGE, VICE MAYOR /
VICE CHAIR**

ATTEST:



**J. MATTHEW MULLAN,
DEPUTY TOWN CLERK / VICE SECRETARY**